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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

SHAHRIAR “SEAN” LOLOEE,
KARLA MONTOYA,
MIRWAIS SHAMS, and
AHMAD “SHAH” SHAMS,

Defendants.

CASE NO. 2:23-CR-00320-KJM

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER

STIPULATION

1. On October 22, 2024, the Court held a hearing on the defendants’ motions to suppress evidence. The Court did not set a further status conference on that date, nor did the parties seek to exclude time under the Speedy Trial Act. The Court took the suppression motions under submission pending filing of supplemental briefing, which concluded on November 15, 2024.

2. By this stipulation, the parties now request that the Court enter an order excluding time under the Speedy Trial Act between February 25, 2025, and May 13, 2025, under Local Code T4.

3. The parties agree and stipulate, and request that the Court find the following:

a) Discovery production has been ongoing, particularly as the parties navigate complex issues of attorney-client privilege.

1 b) The discovery in this case consists of at least ten terabytes of data that was
2 previously produced to defense counsel on multiple hard drives. The discovery in this case also
3 includes dozens of boxes of physical employment records, which must be reviewed in person.
4 All of this discovery has been either produced directly to counsel and/or made available for
5 inspection and copying. To date, defense counsel has reviewed more than 5,000 pages of
6 discovery and continues to do so.

7 c) Counsel for all defendants desire additional time to review produced discovery,
8 conduct investigation and research relevant to the charges facing their clients, and otherwise
9 prepare for trial. Counsel for all defendants believe that this process will take until at least the
10 end of February.

11 d) Counsel for the defendants believe that failure to grant the above-requested
12 continuance would deny them the reasonable time necessary for effective preparation, taking into
13 account the exercise of due diligence.

14 e) The government does not object to the continuance.

15 f) Based on the above-stated findings, the ends of justice served by continuing the
16 case as requested outweigh the interest of the public and the defendants in a trial within the
17 original date prescribed by the Speedy Trial Act.

18 g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
19 et seq., within which trial must commence, the time period of February 25, 2025, to May 13,
20 2025, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
21 T4] because it results from a continuance granted by the Court at the defendants' request on the
22 basis of the Court's finding that the ends of justice served by taking such action outweigh the
23 best interest of the public and the defendants in a speedy trial.

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4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: February 24, 2025

PHILLIP A. TALBERT
United States Attorney

/s/ SAM STEFANKI
AUDREY HEMESATH
MATTHEW THUESEN
SAM STEFANKI
Assistant United States Attorneys

Dated: February 24, 2025

/s/ SHERRY D.H. HAUS
SHERRY D.H. HAUS
Counsel for Defendant SHAHRIAR LOLOEE

Dated: February 24, 2025

/s/ KEVIN JAMES ROONEY
KEVIN JAMES ROONEY
Counsel for Defendant SHAHRIAR LOLOEE

Dated: February 24, 2025

/s/ THOMAS A. JOHNSON
THOMAS A. JOHNSON
Counsel for Defendant SHAHRIAR LOLOEE

Dated: February 24, 2025

/s/ WILLIAM J. PORTANOVA
WILLIAM J. PORTANOVA
Counsel for Defendant KARLA MONTROYA

Dated: February 24, 2025

/s/ MICHAEL D. LONG
MICHAEL D. LONG
Counsel for Defendant MIRWAIS SHAMS

Dated: February 24, 2025

/s/ TIMOTHY E. WARRINER
TIMOTHY E. WARRINER
Counsel for Defendant AHMAD SHAMS

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ORDER

IT IS SO FOUND AND ORDERED this 25th day of February, 2025.

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